

## JOINT DECLARATION FOR PATENT APPLICATION

As the below named inventor, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names;

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled EXPRESSION MONITORING FOR HUMAN CYTOMEGALOVIRUS (HCMV) INFECTION,

the specification of which

☐ is attached hereto.

☒ was filed on August 20, 1999, as Application Serial Number 09/377,907 and was amended on \_\_\_\_\_ (if applicable).

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of the patentability in accordance with Title 37, Code of Federal Regulations, §1.56(a).

### Prior Foreign Application(s)

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Country | Application Number | Date of Filing<br>(day, month, year) | Date of Issue<br>(day, month, year) | Priority Claimed<br>Under 35 U.S.C. §119 |
|---------|--------------------|--------------------------------------|-------------------------------------|--|
|         |                    |                                      |                                     |  |
|         |                    |                                      |                                     |  |
|         |                    |                                      |                                     |  |

### Prior United States Application(s)

We hereby claim the benefit under Title 35, United States Code, §120 of the United States provisional application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| Application Serial Number | Date of Filing<br>(Day, Month, Year) | Status -- Patented,<br>Pending, Abandoned |
|---------------------------|--------------------------------------|---|
| 60/097,708                | 21/08/1998                           | Expired                                   |
|                           |                                      |   |
|                           |                                      |   |

And we hereby appoint, both jointly and severally, as our attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the following attorneys who are all members of the Bar of the District of Columbia, their registration numbers being listed after their names:

Joseph M. Skerpon, Registration No. 29,864; Sarah A. Kagan, Registration No. 32,141; Lisa M. Hemmendinger, Registration No. 42,653; Pamela I. Banner, Registration No. 33,644; Kathy Williams, Registration No. 34,380; Vern Norviel, Registration No. 32,483 and Philip McGarrigle, Registration No. 31,395; Rosemary Celli, Registration No. 42,397; Wei Zhou, Registration No. 44,419; Ellen Gonzales, Registration No. 44,128.

All correspondence and telephone communications should be addressed to Banner & Witcoff, Ltd., Eleventh Floor, 1001 G Street, N.W., Washington, D.C. 20001-4597, telephone number (202) 508-9100, which is also the address and telephone number of each of the above listed attorneys.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature Hua Zhu Date 10/26/99  
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